



DEAN D. EFSTATHIOU, Acting Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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August 5, 2008

IN REPLY PLEASE
REFER TO FILE: C-1

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACT
MOUNT BALDY ROAD
ANGELES NATIONAL FOREST
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to award a public works construction contract and authorize the Acting Director of Public Works to execute the contract for Mount Baldy Road with the contractor for work in the Angeles National Forest.

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Acting Director of Public Works or his designee to prepare the construction contract in the form previously approved by County Counsel, execute the contract, and establish the effective date following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractor for the following:

- Project ID No. RDC0014015 - Mount Baldy Road, to resurface and reconstruct roadway pavement, remove and install guardrail, and install striping and pavement markings, in the Angeles National Forest (5), to Ortiz Asphalt Paving, Inc., in amount of \$747,993.88.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain your Board's approval to award this construction contract and authorize the Acting Director of Public Works or his designee to execute the contract and establish the effective contract date following receipt of approved bonds and insurance filed by the contractor for this project.

The attachment includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also attached including an addendum to the contract specifications for this project.

The recommended construction contract is necessary to execute a Board-directed and approved Department of Public Works (Public Works) project in support of operational missions. Your Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). Awarding this contract will provide improved infrastructure to better serve the public and will enhance the quality of life in the affected communities.

FISCAL IMPACT/FINANCING

The recommended contract amount of \$747,993.88 will have no impact to the County General Fund.

The attachment includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

This project is included in the Proposed Fiscal Year 2008-09 Road Fund Budget. The attachment includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreement will be in the form previously reviewed and approved by County Counsel. The recommended contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and your Board's requirements.

This contract contains terms and conditions supporting your Board's ordinances, policies, and programs, including but not limited to: County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code Chapter 2.202; and the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to the lowest responsive and responsible bidder, which is defined as the firm that; (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation, including, but not limited to licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to the lowest responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of this finding are included in the attachment.

CONTRACTING PROCESS

The contract was solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids.

Public Works will review and approve the faithful performance and payment bonds filed by the contractor.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This construction contract will result in improved public works infrastructure in the community where the work is scheduled.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

Respectfully submitted,


DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:JTS:lgm

Attachment

c: Chief Executive Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
August 5, 2008

PROJECT ID NO. RDC0014015 - MOUNT BALDY ROAD (Angeles National Forest),
Supervisory District 5

TYPE OF WORK: Resurfacing and reconstruction of roadway pavement; removal and installation of guardrail, installation of striping and pavement markings, and the performance of other appurtenant work.

CALL FOR BIDS DATE: May 6, 2008 (Agenda Item 70)

BID OPENING DATE: June 3, 2008

BID SUMMARY:

Low	Ortiz Asphalt Paving, Inc., a corporation P.O. Box 883 Colton, California 92342 (909) 382-2233	\$747,993.88
2	Sully-Miller Contracting Company	\$820,225.25
3	All American Asphalt	\$828,840.60
4	Griffith Company	\$849,294.00
5	Beador Construction Company, Inc.	\$944,700.00
6	Terra Pave, Inc.	\$958,810.02

FINANCIAL INFORMATION:

Amount of estimate	\$774,749.00
Amount of recommended contract	\$747,993.88
Amount of recommended contract below estimate	\$ 26,755.12

The amount of the recommended contract is 3.4 percent below the estimate.

This project will be administered under the Federal Aid Secondary (FAS) Program covered by Agreement 76078 with the State of California. Under this program, Federal funds allocated to local agencies are used to finance a portion of the cost of qualifying road improvement projects. We are also seeking a Rubberized Asphalt Concrete grant from the California Integrated Waste Management Board to be used toward the cost of the pavement work. The remaining cost of the project will be financed with State Proposition 1B bond funds under the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006.

This project is included in the Proposed Fiscal Year 2008-09 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISES DATA:

Ortiz Asphalt Paving, Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

On May 6, 2008, Agenda Item 70, your Board found this project categorically exempt.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 40 working days. It is estimated the work will start in August and be completed in October 2008.

PMT:en